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**FILED**  
DISTRICT COURT OF GUAM

SEP 24 2014

**JEANNE G. QUINATA**  
CLERK OF COURT

5 **IN THE UNITED STATES DISTRICT COURT**  
6 **FOR THE DISTRICT OF GUAM**

7 UNITED STATES OF AMERICA

Criminal Case 14-00034-02

8 Plaintiff,

9 v.

10 BYONG HEE KANG,

11 Defendant.

DECLARATION OF HAEWON AEVERMANN  
RE MOTION TO CONTINUE HEARING ON  
MOTION TO DISQUALIFY COUNSEL AND  
TO SET TRIAL DATE NO EARLIER THAN  
APRIL OF 2015

12  
13  
14 I, Haewon Aeevermann, declare:

- 15 1. I am a citizen of the United States and self-employed as an interpreter and translator of the  
16 Korean and English languages.
- 17 2. The statements that I make are based on my personal knowledge and I am competent to  
18 testify to these matters.
- 19 3. Since Byong Hee Kang first appeared in Court in *United States of America v. Byong Hee*  
20 *Kang*, Criminal Case 14-00034, I have assisted him in communicating with his chosen  
21 counsel, David J. Lujan, and in meetings with representatives of the U.S. Probation Office  
22 for Guam. I also assisted Kang recently in Seoul, Korea, where he is undergoing  
23 treatment for health issues at Wooridul Hospital.
- 24 4. Sang-Ho Lee, M.D., of the Wooridul Hospital, informed me that on September 23, 2014,  
25 Kang was admitted to the hospital due to diabetes complications and that he is expected to  
26 remain in the hospital through October 10, 2014, or longer. Dr. Lee also informed me that  
27  
28

1 he expects to be treating Kang with 30 sessions of physiotherapy and Fosteo injections  
2 that will continue into December, 2014.

3 I declare under penalty of perjury that the foregoing is true and correct. Executed in  
4 Hagatna, Guam, September 24, 2014.

5  
6   
7 Haewon Aevermann

1 **CERTIFICATE OF SERVICE**

2 I, David J. Lujan, certify that I caused a copy of the foregoing declaration to be served on  
3 the following individuals or entity on September 24, 2014, via hand delivery at the following  
4 address:

5 Office of the United States Attorney  
6 Stephen Leon Guerrero  
7 Assistant U.S. Attorney  
8 Suite 500, Sirena Plaza  
9 108 Hernan Cortez Avenue  
10 Hagåtña, Guam 96910  
11 *Attorneys for the United States of America*

12 James Maher  
13 300 DNA Building  
14 238 Archbishop Flores Street  
15 Hagatna, Guam 96910  
16 *Counsel for Guam Construction Company*

17 Howard Trapp  
18 200 Saylor Building  
19 139 East Chalan Santa Papa  
20 Hagatna, Guam 96910  
21 *Counsel for Choon Hee Kang*

22 Dated this 24<sup>th</sup> day of September, 2014.

23 LUJAN AGUIGUI & PEREZ LLP

24 By: 

25 David J. Lujan  
26  
27  
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